

Attorney Docket No. 9022-43

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Lambert et al.

Serial No.: 10/773,099

Filed: February 5, 2004

For: NON-INVASIVE IN VIVO MEASUREMENT OF MACULAR CAROTENOIDS

Confirmation No.: 3281

Group Art Unit: 3768

Examiner: Michael T. Rozanski

Date: October 6, 2008

Mail Stop Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

AMENDMENT

Dear Sirs:

This response is submitted in reply to the Official Action dated June 4, 2008 ("the Action").

If any extension of time for the accompanying response or submission is required, Applicants request that this be considered a petition therefor. The Commissioner is hereby authorized to charge any additional fee, which may be required, or credit any refund, to our Deposit Account No. 50-0220.

A Listing of the Claims begin on page 2 below.

Remarks begin on page 6 below.